

## Graham, Benita

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**From:** McGuigan, David  
**Sent:** Tuesday, April 25, 2017 4:54 PM  
**To:** Lueckenhoff, Dominique; Trulear, Brian; Smith, Mark  
**Subject:** FW: PBF Energy Delaware City Refinery NPDES Permit  
**Attachments:** 2015\_06\_08\_SIERRA\_AUDUBON\_COMMENTS.docx; Refinery\_NPDES\_Sign-On\_Letter\_with\_organizations.docx

AH! Back again

David B. McGuigan, Ph.D.  
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Office of NPDES Permits and Enforcement  
Water Protection Division  
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Cell: 215-514-9651

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**From:** Mark Martell [mailto:mark@actua.com]  
**Sent:** Tuesday, April 25, 2017 4:48 PM  
**To:** R3 RA <R3\_RA@epa.gov>; Capacasa, Jon <Capacasa.jon@epa.gov>; McGuigan, David <McGuigan.David@epa.gov>; Geiger, William <Geiger.William@epa.gov>  
**Cc:** 'Amy Roe' <amywroe@gmail.com>  
**Subject:** PBF Energy Delaware City Refinery NPDES Permit

Dear Mr. Rodrigues,

My name is Mark Martell and I'm the Conservation Chair of the Delaware Audubon Society. As you know, Shawn Garvin is now with DNREC here in Delaware and is now in the unfortunate position of enforcing a permit he was once regionally responsible for.

Since that responsibility has not fallen into your capable hands, we would like to schedule a meeting with you and your office to discuss this long delayed, long deferred permit decision by the State of Delaware. Specifically our concerns continue to be around the implementation of modified traveling screens and the idiotic return of captured fish back to the same intake channel instead of to the main body of the Delaware River which Mark Smith in your department had once asserted to DNREC as the only recourse upon capture.

Attached is our NPDES permit comments we submitted almost two years ago along with a letter from a whole host of organizations and politicians requesting BTA determination of closed cycle cooling in lieu of traveling screens.

I can be reached at 302-229-7352 on my cell phone.

Thanks for considering this request.

Mark B. Martell  
Conservation Chair  
Delaware Audubon Society  
56 W Main Street, Suite 212  
Christiana, DE 19702

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